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May 06, 2005

### BY E-FILE

The Honorable Gregory M. Sleet  
United States District Court  
844 King Street  
Wilmington, DE 19801

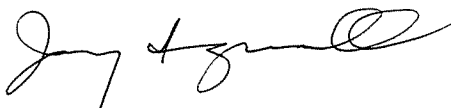
Re: *Applera Corporation, et al. v. Thermo Electron Corporation,*  
Civil Action No. 04-1230-GMS  
*Thermo Finnigan LLC v. Applera Corporation, et al.,*  
Civil Action No. 05-110

Dear Judge Sleet:

Enclosed on behalf of all parties, per our scheduling conference with Your Honor on April 27, 2005, is the draft Scheduling Order for the above actions.

Counsel will be happy to answer any questions the Court may have.

Respectfully submitted,

  
Josy W. Ingersoll

YOUNG CONAWAY STARGATT & TAYLOR, LLP

The Honorable Gregory M. Sleet

May 6, 2005

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Enclosure

cc: Clerk of the Court (by e-filing)

Frederick L. Cottrell, III, Esquire (by e-filing/hand delivery)

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